GOVERNMENT OF ANDHRA PRADESH
ABSTRACT

Public Services – B.C.Welfare Department - Departmental Proceedings against Sri B. Sanjeeva Raju, District B.C.Welfare Officer(Retired), Kurnool District under Rule 9 of A.P.Revised Pension Rules, 1980 – Articles of Charges – Issued.

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BACKWARD CLASSES WELFARE (VIG.D1) DEPARTMENT

G.O.RT.No. 85 **Dated: 31-05-2018**
Read the following:-

1) From the Director General, ACB, A.P., Vijayawada, C.No.1/RE-KUR/2017, Dated:02-04-2018.
2) G.O.Ms.No.5, B.C.Welfare(Vig.D1)Dept., Dated:21-05-2018.

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O R D E R:

In pursuance of the sanction orders accorded by the Government under sub clause (i) of clause (b) of sub rule (2) of Rule 9 of the A.P.Revised Pension Rules, 1980 for instituting departmental proceedings against Sri B. Sanjeeva Raju, District B.C.Welfare Officer(Retired), Kurnool District, it is proposed to hold an enquiry against the said Sri B. Sanjeeva Raju, District B.C.Welfare Officer(Retired), Kurnool District, in accordance with the procedure laid down in Rule-20 of A.P.C.S. (CC&A) Rules, 1991.

2. The Substance of imputations of misconduct or misbehaviour in respect of which the enquiry is proposed to be held is set out in the enclosed statement of article of charges (Annexure-I). A statement of the imputations of misconduct in support of each article of charge is enclosed (Annexure-II). A list of documents by which, and a list of witnesses by whom, the article of charges are proposed to be sustained are enclosed (Annexure-III&IV).

3. Sri B. Sanjeeva Raju, District B.C.Welfare Officer(Retired), Kurnool District, is directed to submit within 10 days of the receipt of this G.O. a written statement of his defense and also to state whether he desires to be heard in person.

4. He is informed that inquiry will be held only in respect of those article of charges which are not admitted. He should, therefore, specifically admit or deny each article of charge.

5. Sri B. Sanjeeva Raju, District B.C.Welfare Officer(Retired), Kurnool District, is further informed that if he fails to submit his statement of defense before the time stipulated by the Government in Para (3) above, or does not appear in person before the inquiry authority or otherwise fails refuse to comply with the provisions of Rule 20 of the APCS (CC&A) Rules, 1991 or the orders / directions issued in pursuance of the said rules, the enquiring authority may hold the enquiry against him exparte.

6. The receipt of this G.O may be acknowledged.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

S.S.RAWAT
PRINCIPAL SECRETARY TO GOVERNMENT (I/C)

To
Sri B. Sanjeeva Raju, District B.C.Welfare Officer(Retired), Kurnool District.
(**Through**: The Director of B.C.Welfare, A.P., Vijayawada)

Copy to:-
The Director of B.C. Welfare,
Andhra Pradesh, Vijayawada – With a request to serve the order on the Charged Officer and send the served copy with dated acknowledgement.
The Director General, ACB, A.P., Vijayawada.
The A.P.Vigilance Commission, A.P.Secretariat, Velagapudi
Sc/Sf.

//FORWARDED:: BY ORDER//

SECTION OFFICER

ANNEXURE-I

STATEMENT OF ARTICLE OF CHARGES FRAMED AGAINST SRI B.SANJEEVA RAJU, AGED 60 YEARS, OCC: DISTRICT B.C. WELFARE OFFICER (RETIRED), KURNOOL DISTRICT

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Sri B.Sanjeeva Raju, S/o Sanjeeva Raju(Late), joined in B.C. Welfare Department as Hostel Welfare Officer Grade-II on 20.01.1983. He worked as Hostel Welfare Officer Grade-II, Govt.B.C. Hostel at Gorantla, Ananthapur District, Teacher (Region Post), M.P.P School, Somayajulapalle of Kadapa District, Hostel Welfare Officer Grade-II, Govt. B.C. Hostels, Settivaripalle and Korrapadu of Kadapa District. He was promoted as Hostel Welfare Officer Grade-I on 23.06.1992 and worked from 7/1993 to 08.05.1999, Govt.B.C. Hostel at Nandyalapalempeta, Mydukur of Kadapa District. He was again promoted as Asst.B.C. Welfare Officer on 08.05.1999 and worked at Piler of Chittoor District, Dharmavaram of Ananthapur District, Rajampeta of Kadapa District and Adoni of Kurnool District. Further he was promoted as District B.C. Welfare Officer on 01.05.2013 and worked at Vizianagaram from 01.05.2013 to 26.11.2014. He was transferred as District B.C.Welfare Officer, Kurnool and worked as District B.C. Welfare Officer, Kurnool from 27.11.2014 to upto retirement on 30-04-2018. While working as District B.C.Welfare Officer, Kurnool, Sri B.Sanjeeva Raju has committed misconduct in as much as:-

Charge-1:

The he claimed an amount of Rs.53,480/- (Rs.44,700+8,780) towards purchase of stationery by producing bills in the name of M/s. Medha Enterprises, Poola Bazaar, Kurnool without purchasing stationery and transferred the amount to the bank account of Ms.G.Usharani, D/o Sri G.Prasad, Attender, B.C. Welfare Department bearing No.33151691273 of SBI, Budawarpeta Branch, Kurnool on 20.03.2015 vide Invoice No.261, Dated:Nil for Rs.44,700/- and Invoice No.262, Dated:29.02..2016 for Rs.8,780/-.

Charge-2:

That he engaged a non-transport Car bearing No.AP35 AA 5353 on hire basis for official purpose and sanctioned hire charges of Rs.21.600/- for the period from 01.12.2014 to 27.12.2014 and thereby violated instructions of Govt. vide Circular Memo No.10783-C/321/DCM-II/2010, dt:13.06.2012.

Charge-3:

That he claimed an amount of Rs.12.300/- towards purchase of electrical goods for office use by producing bill, Dated:03.03.2015 in the name of M/s. Bahar Electricals, Krishna Nagar, Kurnool without purchasing the electrical goods.

Charge-4:

That he claimed additional amount of Rs.313/- towards subscription of Sakshi Daily News Paper for two months by manipulating the bill Dated:02.02.2015 issued by Eenadu Agent towards Eenadu Paper for two months.

Thus, Sri B. Sanjeeva Raju, District B.C.Welfare Officer(now Retired), Kurnool District by the above mentioned acts has exhibited lack of integrity, devotion to duty, conduct and unbecoming of a Government Servant and there by contravened Rules 3(1) & (2) of A.P.C.S.(Conduct) Rules, 1964 read with Rule 9 of A.P.Revised Pension Rules, 1980.

S.S.RAWAT
PRINCIPAL SECRETARY TO GOVERNMENT (I/C)

ANNEXURE-II

STATEMENT OF IMPUTATION OF MISCONDUCT AND MISBEHAVIOUR IN SUPPORT OF ARTICLE OF CHARGES FRAMED AGAINST SRI B.SANJEEVA RAJU, AGED 60 YEARS, OCC: DISTRICT B.C. WELFARE OFFICER (RETIRED), KURNOOL DISTRICT

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Sri B.Sanjeeva Raju, S/o Sanjeeva Raju(Late), joined in B.C. Welfare Department as Hostel Welfare Officer Grade-II on 20.01.1983. He worked as Hostel Welfare Officer Grade-II, Govt.B.C. Hostel at Gorantla, Ananthapur District, Teacher (Region Post), M.P.P School, Somayajulapalle of Kadapa District, Hostel Welfare Officer Grade-II, Govt. B.C. Hostels, Settivaripalle and Korrapadu of Kadapa District. He was promoted as Hostel Welfare Officer Grade-I on 23.06.1992 and worked from 7/1993 to 08.05.1999, Govt.B.C. Hostel at Nandyalapalempeta, Mydukur of Kadapa District. He was again promoted as Asst.B.C. Welfare Officer on 08.05.1999 and worked at Piler of Chittoor District, Dharmavaram of Ananthapur District, Rajampeta of Kadapa District and Adoni of Kurnool District. Further he was promoted as District B.C. Welfare Officer on 01.05.2013 and worked at Vizianagaram from 01.05.2013 to 26.11.2014. He was transferred as District B.C.Welfare Officer, Kurnool and worked as District B.C. Welfare Officer, Kurnool from 27.11.2014 to upto retirement on 30-04-2018. His date of birth is 02-04-1958 and he attains the age of superannuation on 30-04-2018 and he is here-in-after referred to as Government Servant.

Whereas that one Sri T.Lakshmi Narayana agitater unde Right to Information Act, R/o. H.No.81-337, Balaji Nagar, Near Gooty Petro Bunk, Kurnool has forwarded a letter alleging financial irregularity and official irregularities committed by Sri B.Sanjeeva Raju, B.C.Welfare Officer, Kurnool, Dated:14.03.2017 to the Director General, Anti Corruption Bureau, Andhra Pradesh, Vijayawada requesting to take necessary action against the erring official Sri. B.Sanjeeva Raju. Consequently the office of the Director General, Anti Corruption Bureau, A.P, Vijayawada issued memorandum in Rc.No.001/RE-KUR2017 Dated:21.03.2017 to the Deputy Superintendent of Police, Anti- Corruption Bureau, Kurnool to verify the contents in the petition sent by Sri T.Lakshmi Narayana for the irregularities committed by Sri B.Sanjeeva Raju, B.C.Welfare Officer, Kurnool and to submit the enquiry report. The enquiry discloses as follows:

Charge-1:

That the Government Servant resorted to corruption by submitted fake voucher vide invoice-262, dt:29.02.2016 for Rs.8,780/- and another voucher, dt.08-03-2015 in the name of M/s. Medha Enterprises, Kurnool, and credited an amount of Rs.44,700/- on 20.03.2015 in the SBI A/c No.33151691273 of Ms.G.Usha Rani, who is the daughter of Attender Sri G.Prasad, working in the B.C. Welfare Department.

Whereas when the Proprietor, MEDHA Enterprises, Kurnool Sri B.Chandrasekhar was secured and enquired about supply of the material mentioned in the Bill / Voucher issued and payment of bill amount to their firm. The proprietor of Medha Enterprises has informed in writing that, as on today MEDHA enterprises doesn't exit.

The bill/ voucher pertaining to the supply of material worth Rs.44,700/- does not belong to their firm and it was not issued from his establishment and material mentioned in the bill was not supplied to the District B.C. Welfare Officer, Kurnool form his firm. The amount in the bill Rs.44,700/- was not credited to the Account to their firm Medha Enterprises. Finally, he made it clear that the signatory found on the bill/voucher, Ms. Usha Rani was never associated with their Firm. The proprietor further stated in writing that, he closed his Medha Enterprises firm in December, 2015 and as such issuing the bill towards purchase of stationery vide invoice No.261, dt.Nil for Rs.44,700/- and invoice No.262, dt:29.02.2016 for Rs.8,780/- in the month of February 2016 does not arise.

The Branch Manager, SBI, Budhawarpet, Kurnool and verified it is found that, an amount of Rs.44,700/- was credited in to the Account No.33151691273 of State Bank of India, Budwarapeta branch, Central Plaza, Kurnool, belongs to Ms. G.

Usha Rani, who is the daughter of Sri G.Prasad, office subordinate, working in the O/o District BC Welfare Officer, Kurnool.

Crediting and amount of Rs.44,700/-from the Account of DDO, DBCWO to the Account of Ms.Usha Rani D/o Prasad (Office subordinate O/o District B.C. Welfare Officer, Kurnool) in token of delivery of certain stationery is irregular, when the office Subordinate Sri G.Prasad S/o G.John, 53 years has been secured and examined, he informed in writing that, their District B.C. Welfare Officer Sri. B.Sanjeeva Raju called during February, 2015 and instructed him to bring stationery in to the office from the auto standing in ground floor, upon that, he brought the stationery and handed over the same to their office Stationery in-charge Clerk Sri Immanuel. On the same day, the DBCWO Sanjeeva Raju asked him to provide a Bank Account of known person , upon that he gave Xerox copy of Bank Pass Book bearing A/c No.33151691273 of Ms. G.Usha Rani (his daughter) of SBI, Budhawarpet, branch, Kurnool . On 19.03.2017 their DBCWO Sri Sanjeeva Raju informed him that by mistake Rs.44,700/- was credited to his daughter Account and requested to return the same . Upon that he informed the same to his daughter and asked her to return to same to Sri Sanjeeva Raju, accordingly she returned Rs.44,700/- by drawing mount to their DBCWO Sanjeeva Raju and etc facts.

When the Stock Register of the O/o District B.C. Welfare Officer, Kurnool has been verified, it is found that the stationery articles worth of Rs.44,770/- was received by the office and the same was entered corresponding pages in the Stock Register, as per mentioned in the Bill/Voucher of Medha Enterprises.

When the concerned Junior Assistant Sri M.L.Immanueal had been secured and examined, informed in writing that, he has been working as junior Assistant from 09-06-2014 to till date at District B.C. Welfare Officer, Kurnool. He is the in-charge of stationery section and he received stationery items on 28.02.2015 as per mentioned in bill No,.261 of Medha Enterprises, flower bazaar, Kurnool. He entered the same in the stock register of their office and cross checked the same with the stock and after found correct, he obtained signature of the DBCWO Sri Sanjeeva Raju and later the same was utilized for the office purpose. Accordingly he furnished the Xerox copies of such entries in Stock register.

Charge-2:

That during the enquiry a letter has been addressed to Deputy Transport Commissioner, Kurnool and obtained his reply vide Letter in No.5933/A1/2017 dated07.09.2017, in which he informed that Vehicle bearing No.AP 35 AA 5353 was initially registered as Non transport vehicle (White Board) on 02.08.2014 at Vizianagaram and later the same was registered as Transport vehicle (Yellow Board) on 16.07.2015 by converting from Non-Transport to Transport and changed the Registration Number as AP 04 TV 5933.

A letter has been addressed to the District B.C. Welfare Officer, Kurnool and obtained reply related to payment of Rs.21,600/- towards hiring charges of Car bearing No.AP 35 AA 5353 (Subsequently converted as RegistrationNo.AP04 TV 5933 on 16.07.2015) for the period from 01.12.2014 to 27.12.2014 (27 days) through e-payment form the DDO account through District Treasury Office, The release / sanction of hire charge for the Non Transport Vehicle (white board) is violations of instructions of Government vide Circular Memo No.10783-C/321/DCM-II/2010 dated 13.06.2012. The Government of Andhra Pradesh, Finance Department as per the said Circular Memo made it clear that the private vehicles which reregistered as taxi can only be hired for Government duty.

Charge-3:

That during the enquiry, a latter has been addressed to the District B.C. Welfare officer, Kurnool with a request to furnish a Xerox copy of bill stands in the name of Bahar Electricals, Krishna Nagar, Kurnool dated:03.03.2015 and obtained his reply .On perusal of the same, the bill date is 03.03.2015 and total bill amount is Rs.12,300/-, (including the alleged item of Rs.6,750/-) Further the owner of Bahar Electricals Shaik Shabee Ahamed S/o Mahaboob Miah has been secured and

examined. He stated in his written statement that, he has been running electrical shop in the name of Bhar Electricals & Electronics on the main road of Krishna Nagar, Kurnool since 28 years When he was shown the bill stands in the name of Bahar for Rs.12,300/-, he confirmed that he has not supplied any electrical goods to the District B.C. Welfare Officer, Kurnool in the month of March, 2015 as mentioned the articles in the bill produced in the same of his firm Bahar Electrical, Kurnool is not given by him and not signed by him.

Charge-4:

That during the enquiry a letter has been addressed to the District B.C. Welfare Officer, Kurnool with a request to furnish copy of Eenadu Newspapers bill dated:02.02.2015 and obtained his reply with a copy of the same. Further News Paper Agent of Eenadu Sri Chintha Naga Raju, age 37 years S/o C.Hanumanthu. H.No.50/765/B1,Deva Nagar, Kurnool has been secured and examined. He stated in his written statement that, he has been as News Paper Agent for Eenadu Telugu Daily since May, 2013 When he was shown the Eenadu Daily Newspaper bill dated: 02.02.2015, he stated after perusal of the same that, he provided Eenadu Daily Newspaper and gave bill for Eenadu daily Newspaper for two months in the name of District B.C. Welfare Officer, Kurnool on 02.02.2015 for Rs.313/-. But he did not provide Sakshi News Paper to the District B.C. Welfare Officer for the above period and writings pertaining to Sakshi Newspaper and additional amount of Rs.313/- calculated to be Rs.626/- doesn't belongs to him.

Under the above circumstances it is clear that the Government Servant manipulate the bill dated:02.02.2015 issued by the Agent Eenadu Newspaper and added Sakshi News paper in the same bill and claimed additional amount of Rs.313/- apart from original bill for Rs.313/-towards Eenadu Paper and thereby misappropriated an amount of Rs.313/- in the name of subscription of Sakshi Daily Newspaper.

Hence the Government Servant claimed an amount of Rs.53,480/- (Rs.44.700+8,780) towards purchase of stationery by producing bills in the name of M/s. Medha Enterprises, Poola Bazaar, Kurnool without purchasing stationery and transferred an amount of Rs.44,700/- to the bank account of Ms. G.Usharani, D/o Sri G.Prasad, Attender, B.C.Welfare Department bearing No.33151691273 of SBI, Budawarpeta branch, Kurnool on 20.03.2015 vide Invoice No.261, dt.Nil for Rs.44,700/- and & Invoice No.262, dt.29.02.2016 for Rs.8,780/-, engaged a non-transport Car bearing No. AP35 AA 5353 on hire basis for official purpose and sanctioned hire charges of Rs.21,600/- for the period from 01.12.2014 to 27.12.2014 and thereby violated instructions of Govt.vide Circular Memo.No.10783-C/321/DCM-II/2010, dt:13.06.2012, claimed an amount of Rs.12,300/- towards purchase of electrical goods for office use by producing bill, dt:03.03.2015 in the name of M/s Bahar Electricals , Krishna Nagar, Kurnool without purchasing the electrical goods and claimed additional amount of Rs.313/- towards subscription of Sakshi Daily Newspapers for two months by manipulating the bill dt:02.02.2015 issued by Eenadu Agent towards Eenadu Paper for two months.

Thus, Sri. B.Sanjeeva Raju, District B.C. Welfare Officer, Kurnool by his above mentioned acts exhibited lack of integrity, devotion to duty and conduct unbecoming of a Government Servant and thereby contravened Rules 3(1) &(2) of APCS (Conduct) Rules , 1964 read with Rule 9 of AP. Revised Pension Rules, 1980.

Thus the Government Servant Sri B.Sanjeeva Raju rendered himself liable for Regular Department action for major penalty.

S.S.RAWAT
PRINCIPAL SECRETARY TO GOVERNMENT (I/C)

ANNEXURE – III

LIST OF WITNESSES

Charge :1

1) Branch Manager, State Bank of India, Budawarpet Branch, Kurnool.
2) Sri B.Chandrasekhar, Proprietor, Medha Entriprises, Kurnool.
3) Sri G.Prasad, Office Subordinate O/o District B.C. Welfare Officer, Kurnool
4) District B.C. Welfare Officer, Kurnool

Charge :2

5) Deputy Transport Commissioner, Kurnool

Charge:3

6) Sri Shaik Shabbbir Ahmed, age 58 years S/o Mahaboob Miah, R/o.H.No.87/170/2, Madhavi Nagar, Kurnool

Charge:4

7) Sri Chintha Naga Raju, age 37 years S/o C.Hanumanthu, H.No.50/765/B1, Deva Nagar, Kurnool.

Charges : 1 to 4

8) Sri T.Lakshmi Narayana S/o (Late) Sri T.Savari, Right to Information Activist, R/o H.No.81-337, Balaji nagar, near Goothy Petrol Bunk, Kurnool (Petitioner)
9) District B.C. Welfare Officer, Kurnool.
10) Sri S.Khader Basha, Inspector of Police, ACB, Kurnool Range, Kurnool.
11) Any other witness will be added at the time of enquiry.

S.S.RAWAT
PRINCIPAL SECRETARY TO GOVERNMENT (I/C)

ANNEXURE-IV

LIST OFDOCUMENTS

Charge :1

1) Reply letter 19-08-2017 of Branch manager, State Bank of India, Budawarpet Branch, Kurnool. **(Funished reply regarding crediting amount of Rs.44,700/- to the account of G.Usha Rani)**
2) Lr.Rc.No.A3/193/2017, Dt:12-09-2017 of District B.C. Welfare Officer, Kurnool(**Furnishing of copies of bills of Medha Enterprises**)
3) Written statement of G.Prasad, Office Subordinate O/o District B.C. Welfare Officer, Kurnool.
4) Written statement of Sri B.Chandrasekhar, Proprietor, Medha Enterprises Kurnool.

Charg :2

5) Reply letter No.5933/A1/2017, dated:07.09.2017 of Deputy Transport Commissioner, Kurnool (**Confirming the vehicle as white board**)
6) Reply letter Lr.Rc.No.A3/193/2017, dated:12.09.2017 of District B.C. Welfare Officer, Kurnool. (**Release of hiring charges of hired vehicle bearing No.APO4 TV 5933**)

Charge:3

7) Written Statement of Sri Shaik Shabbir Ahmed, age 58 years S/o Mahaboob Miah, R/o H.No.87/170/2, Madhavi Nagar, Kurnool.

Charge : 4

8) Reply letter Lr.Rc.No.A3/193/2017, Dt.12-09-2017 of District B.C. Welfare Officer, Kurnool. (**Furnished copy of Eenadu Paper bill dated:02.02.2015**)
9) Written Statement Sri Chintha Naga Raju, age 37 years S/o C.Hanumanthu, H.No.50/765/B1, Deva Nagar, Kurnool.

Charges :1 to 4

10) Lr.Rc.No.A3/205/2017 Dt.07.10.2017 of District B.C. Welfare Officer, Kurnool. (**Service Particulars of SO**)
11) Reply letter Lr.Rc.No.A3/193/2017, Dt.12.09.2017 of District B.C. Welfare Officer, Kurnool.
12) Reply letter Lr.Rc.No.A3/193/2017, Dt.12.09.2017 of District B.C. Welfare Officer, Kurnool.
13) Any other relevant documents will be filed at the time of enquiry.

S.S.RAWAT
PRINCIPAL SECRETARY TO GOVERNMENT (I/C)